

# **EXHIBIT 1**

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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
EUGENE DIVISION

<b>UNITED STATES OF AMERICA,</b>	)	Case No. CR 05-60008
	)	
Plaintiff,	)	DECLARATION OF
	)	ROBERT C. WEAVER
vs.	)	
	)	
<b>PIROUZ SEDAGHATY,</b>	)	
	)	
Defendant.	)	

I, Robert C. Weaver, declare that the following statements are true to the best of my knowledge, information and belief:

1. I am a shareholder in the law firm of Garvey Schubert Barer, where I am the Chair of the Litigation Group.

2. I was an assistant United States Attorney for the District of Oregon from 1979 to 1988, and served as the Chief of the Criminal Division from 1982 to 1988. Since 1989,

I have practiced in the areas of business litigation and criminal defense.

3. Over the past 20 years, I have represented numerous individuals and organizations who have been served with grand jury subpoenas for documents in the District of Oregon. Subject to narrow confidential privileges, the person or entity subpoenaed must produce all records in their possession which are included in the language of the subpoena, whether or not such records meet the admissibility requirements of a business record under the Federal Rules of Evidence.

4. I have never heard of an unspoken quid pro quo stipulation agreement in this District, or in any other District, whereby the attorney producing records pursuant to a grand jury subpoena stipulates or is presumed to agree at trial that the records produced are authentic business records under Federal Rule of Evidence 803(6).

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED this 19 day of July, 2010.



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ROBERT C. WEAVER, OSB No. 80135

## **EXHIBIT 2**



Portland, Oregon focusing on criminal defense since 1981.

3. Over the past <sup>29</sup>~~19~~ years, I have represented numerous individuals and organizations that have been served with grand jury subpoenas for documents in the District of Oregon. The grand jury is an investigative body, not bound by the Federal Rules of Evidence, and may subpoena and rely upon documents in making a charging decision that may not be admissible at trial. When an attorney who represents a grand jury target produces documents listed in a subpoena, the attorney does not concede their admissibility as business records or waive any objections at trial.

4. I have never heard of an unspoken quid pro quo stipulation agreement in this District, or in any other District, whereby the attorney producing records pursuant to a grand jury subpoena necessarily stipulates, or is presumed to agree at trial, that the records produced are authentic business records under Federal Rule of Evidence 803(6).

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED this 20<sup>th</sup> day of July, 2010.

  
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RONALD H. HOEVET, OSB No. 75174